

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

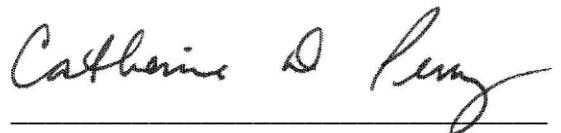
SCOTT McLAUGHLIN,)
Petitioner,)
v.) No. 4:12 CV 1464 CDP
ANNE L. PRECYTHE,)
Respondent.)

ORDER

Upon consideration of respondent's argument and the factors set out in *Hilton v. Braunschweig Corp.*, 481 U.S. 770 (1987),

IT IS HEREBY ORDERED that respondent's Motion for Stay [111] is **GRANTED.¹**

IT IS FURTHER ORDERED that my order and judgment – that petitioner Scott McLaughlin be resentenced or given a new penalty-phase trial within 180 days of the judgment – are **STAYED** pending completion of appellate and certiorari review.



CATHERINE D. PERRY
UNITED STATES DISTRICT JUDGE

Dated this 29th day of January, 2019.

¹ That the parties have filed cross-notices of appeal does not deprive this Court of jurisdiction to rule on the current motion for stay. *Rakovitch v. Wade*, 834 F.2d 673, 674 (7th Cir. 1987).